

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY
BOARD MEETING MINUTES**

April 22, 2008

A meeting of the Kentucky Board of Licensure for Massage Therapy was held at the Division of Occupations and Professions, Frankfort, KY on April 22, 2008.

MEMBERS PRESENT

Carmen Fowler - Board Chair
Lisa Bozarth – Vice Chair
Sharon Wood - Secretary
Theresa Crisler
Denise Logsdon

OCCUPATIONS AND PROFESSIONS STAFF

Jeff Boler, Board Administrator
Gerald W. Hoppmann, Division Director
Wendy Satterly, Administrative Supervisor
Susan Ellis, Financial Section

MEMBERS ABSENT

Tymanda Slone

OTHERS

Cheryl Lalonde, Office of the Attorney General
Jean Robinson, ABMP
Pat Sazy
Marilyn Gossett, Sun Touch Massage School
Debbie Joplin, AMTA
Jerry Clemons, Board Investigator
Pam Jenkins, AMTA
Diana Mansfield, LMT
Michael Mansfield, LMT

Call to Order

Carmen Fowler, Board Chair, called the meeting to order at 10:00 AM.

Approval of Minutes

Minutes of the March 18, 2008 meeting were presented for the Board's review. Ms. Crisler made a motion to approve the minutes with amendments. The motion, seconded by Ms. Bozarth, carried unanimously.

Financial Statement

The Board reviewed the financial statement for the month ending March 31, 2008, which indicated a cash balance of \$270,931.38. Ms. Crisler made a motion to approve the financial statement as presented. The motion, seconded by Ms. Wood, carried unanimously.

Director's Report

Mr. Hoppmann informed the Board that with the passage of the budget bill, \$14,000 would be transferred from the Board to the general fund in fiscal year 2008, with an additional \$146,700 being transferred in fiscal year 2009.

Mr. Hoppmann informed the board that several training sessions for board administrators and board members have been scheduled with the Office of Attorney General. Ms. Logsdon made a motion to approve travel expenses for members attending these sessions. The motion, seconded by Ms. Crisler, carried unanimously.

Licensure Status Report

The Board reviewed the licensure status report for the month of January which indicated 1801 active licenses, with 25 inactive licenses. It was also reported that there were 7 individuals whose licenses were terminated in the month of March for non-renewal.

New Business

Jean Robinson, Government Relations Director with the Associated Bodywork & Massage Professionals (ABMP) addressed the board. Ms. Robinson informed the board that there are currently five-hundred (500) members of ABMP in Kentucky; 50 of which do not have Kentucky licenses. She also mentioned that ABMP is run on a national level, with no individual state chapters. Ms. Robinson thanked the Board for allowing ABMP representation on the ad-hoc legislative committee.

The Board reviewed correspondence from the National Certification Board of Therapeutic Massage & Bodywork (NCBTMB) concerning the National Examination for State Licensing (NESL). It was determined that this examination does meet the requirements for licensure in Kentucky, however it was noted that this examination does not offer certification.

Michael Mansfield addressed the board concerning an issue with Anthem Blue Cross & Blue Shield not allowing licensed massage therapists to bill for massage services. Ms. Lalonde, the board attorney, informed Mr. Mansfield that since this was an insurance issue, the board does not have jurisdiction and recommended that he contact the Department of Insurance to file a complaint.

The Board discussed the make-up of the ad-hoc legislative committee, and addressed some concerns from AMTA. After discussion, the board decided to keep the previously selected members on the committee to insure appropriate representation. Those members, representing the board are Sharon Wood, Denise Logsdon, and Carmen Fowler. Representing AMTA will be Debbie Joplin, and Pam Jenkins. Representing ABMP will be Pat Sazy, and Ms. Lalonde will also be on the committee as legal representative. Ms. Fowler appointed Ms. Jenkins to the position of chair for that committee.

Old Business

The Board tabled discussion of the board newsletter to the May meeting.

Complaint Review Committee

- (06-04) Committee recommendation is to dismiss w/o prejudice.
- (07-02) Committee recommendation is to dismiss w/o prejudice.
- (07-03) Committee recommendation is to dismiss w/o prejudice.
- (07-07) Committee recommendation is to dismiss w/o prejudice.
- (07-09) Pending action in Warren County District Court
- (08-01) Pending
- (08-03) Pending
- (08-06) Committee recommendation is to send a "cease and desist" letter

- (08-07) Committee recommendation is to send a “cease and desist” letter.
- (08-08) Committee recommendation is to send a “cease and desist” letter.
- (08-09) Pending response.
- (08-10) Committee recommendation is to send a “cease and desist” letter.
- (08-11) Investigation Pending
- (08-12) Committee recommendation is to dismiss w/o prejudice.
- (08-13) Committee recommendation is to forward to the Louisville Metro Police Department.
- (08-14) Committee recommendation is to forward to the Louisville Metro Police Department.
- (08-15) Pending
- (08-16) Committee recommendation is to dismiss w/o prejudice.
- (08-17) Committee recommendation is to initiate an investigation.

Ms. Wood made a motion to approve the complaint committee report as presented. The motion, seconded by Ms. Bozarth, carried unanimously.

Education Committee Report – Letters of Good Standing

The Education Committee recommended the approval of an application for a letter of good standing by the Sun Touch Massage School. Ms. Bozarth made a motion to approve the request. The motion, seconded by Ms. Crisler, carried. Ms. Wood recused herself on the matter.

The Education Committee recommended the approval of an application for a letter of good standing by Spencerian College - Louisville. Ms. Bozarth made a motion to approve the request. The motion, seconded by Ms. Crisler, carried. Ms. Logsdon recused herself on the matter.

The Education Committee recommended the approval of an application for a letter of good standing by the Natural Healing Institute of Bowling Green. Ms. Crisler made a motion to approve the request. The motion, seconded by Ms. Wood, carried. Ms. Fowler recused herself on the matter.

The Education Committee recommended the approval of an application for a letter of good standing by the Lexington Healing Arts Academy. Ms. Bozarth made a motion to approve the request. The motion, seconded by Ms. Logsdon, carried unanimously.

The Education Committee recommended the deferral of an application for a letter of good standing by the Bluegrass Professional School of Massage Therapy for additional information. Ms. Bozarth made a motion to defer the application pending further documentation. The motion, seconded by Ms. Crisler, carried unanimously.

Education Committee Report – Continuing Education

The Education Committee recommended the approval of “*Avoiding Ethical Pitfalls*” presented by the Center for Professional Development and Continuing Education for three (3) hours. Ms. Bozarth made a motion to approve the request. The motion, seconded by Ms. Wood, carried unanimously.

The Education Committee recommended the denial of “*Deep Tissue Massage*” and “*Chakra Massage*”, presented by the Aveda Corporation. Ms. Bozarth made a motion to deny the request. The motion, seconded by Ms. Logsdon, carried unanimously.

Application Committee Report

The Application Committee recommended the approval of four (4) applications for licensure. Ms. Bozarth made a motion to approve the applications. The motion, seconded by Ms. Wood, carried unanimously.

The Application Committee recommended the approval of five (5) renewal applications. Ms. Bozarth made a motion to approve the applications. The motion, seconded by Ms. Crisler, carried unanimously.

The application committee recommended the approval of a license application for (KC) pending the signature of an agreed order, and the payment of a five-hundred dollar (\$500) fine. Ms. Wood made a motion to approve the application pending the signature of the aforementioned agreed order and payment of the five-hundred dollar (\$500) fine. The motion, seconded by Ms. Logsdon, carried. Ms. Fowler recused herself on the matter.


Travel and Per-Diem

Ms. Crisler made a motion to approve the Travel and Per-Diem for today’s meeting. The motion, seconded by Ms. Bozarth, carried unanimously.

Ms. Logsdon made a motion to adjourn the meeting. The motion, seconded by Ms. Wood, carried unanimously.

The meeting adjourned at 11:15 AM. The next scheduled meeting of the Kentucky Board of Licensure for Massage Therapy is scheduled for May 27, 2008 at 10:00 AM.

Approved by the Board,



Carmen S. Fowler, Board Chair